



1678  
PATENT  
0425-0854P

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U.S. CENTER 1600/290

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: KONDO et al. Conf.: 9474

Appl. No.: 09/963,365 Group: 1617

Filed: September 27, 2001 Examiner: Karl J. STILLER

For: ANTIOXIDANT CONTAINING VITAMIN ε METABOLITE

LARGE ENTITY TRANSMITTAL FORM

Assistant Commissioner for Patents  
Washington, DC 20231

February 25, 2002  
Monday

Sir:

Transmitted herewith is an amendment in the above-identified application.

The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The enclosed document is being transmitted via facsimile.

The fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR		PRESENT EXTRA	RATE	ADDITIONAL FEE
TOTAL	15	-	20	=	0	\$18	\$0.00
INDEPENDENT	4	-	3	=	1	\$84	\$84.00
<input type="checkbox"/> FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM						\$280	\$0.00
						TOTAL	\$84.00

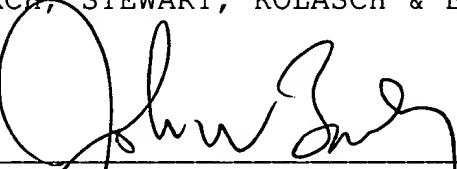
- Petition for ( ) month(s) extension of time pursuant to 37 C.F.R. §§ 1.17 and 1.136(a). \$0.00 for the extension of time.
- No fee is required.
- Check(s) in the amount of \$84.00 is(are) enclosed.
- Please charge Deposit Account No. 02-2448 in the amount of \$0.00. This form is submitted in triplicate.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By

  
John W. Bailey, #32,881

P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000

  
JWB/PW/jeb  
0425-0854P

ATTACHMENT

(Rev. 09/27/01)



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IN THE U.S. PATENT AND TRADEMARK OFFICE

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Applicant: KONDO et al. Conf.: 9474 MAR 06 2002  
Appl. No.: 09/963,365 Group: 1617 TECH CENTER 1600/2900  
Filed: September 27, 2001 Examiner: Karl J. STILLER  
For: ANTIOXIDANT CONTAINING VITAMIN ε METABOLITE *#5A*  
*n.n.*

AMENDMENT UNDER 37 C.F.R. 1.111

*3/13/02*

Assistant Commissioner for Patents  
Washington, DC 20231

February 25, 2002  
Monday

Sir:

In response to the Office Action dated November 23, 2001,  
Applicant respectfully submits the following Amendment and  
Remarks as below.

03/01/2002 MWOLDER1 00000027 09963365

01 FC:102 84.00 OP

IN THE CLAIMS:

Please cancel claims 4-7 without prejudice or disclaimer  
to the subject matter contained therein.

Please amend claims 1-3 as follows:

1. (Amended) A method of preventing or treating a  
disease caused by oxidation in vivo, said method comprising a  
step of administering a pharmacologically effective amount of  
at least one compound selected from the group consisting of:

✓ (1) 2,5,7,8-tetramethyl-2-(β-carboxyethyl)-6-  
hydroxychromane, a pharmacologically acceptable salt thereof,  
or a pharmacologically acceptable hydrate thereof; and

*Att. Sub-1  
Copy  
M.L.*